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2005 DEC 27 PM 3:49

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**ATTENTION: Refunds**  
**Date: Dec. 23, 2005**  
**Fax: 571-273-6500**  
**Re: Facsimile Copy of Letter of Nov. 15, 2005 (below)**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
PO BOX 1450  
Alexandria, Virginia 22313-1450

**Re: Erroneous Charges to Deposit Account No. 502566**

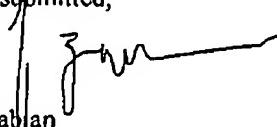
Dear Sir/Madam:

I am in receipt of the monthly statement dated 9-30-05 for the above-referenced deposit account. There are erroneous charges to that account in the amounts of \$790 and \$120 for application ser. no. 10/654,362 on 9-13-05. These charges were not authorized by the undersigned, and the PTO web site indicates that those amounts should have been charged to deposit account no. 502665 (evidently belonging to practitioner Robert F. Chisholm, Reg. No., 39,939).

The undersigned hereby respectfully requests correction of this error and credit of the amounts of \$790 and \$120 to Deposit Account No. 502566. Please confirm. Thank you.

Dated: Nov. 15, 2005

Respectfully submitted,

  
Michael Zarabian  
Reg. No. 39,886  
1925 Century Park East, Suite 500  
Los Angeles, CA 90067  
Tel. 310-201-0640

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PTO/SB/30 (04-05)

Approved for use through 07/31/2006, OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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JRW

## REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	10/654,362
Filing Date	09/03/2003
First Named Inventor	Martin M. Browne
Art Unit	3727
Examiner Name	Nathan J. Newhouse
Attorney Docket Number	NIDN10520DIV

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

**1. Submission required under 37 CFR 1.114**

Note: If the RCE is proper, any previously filed unentered amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_  
ii.  Other \_\_\_\_\_

b.  Enclosed

- i.  Amendment/Reply      iii.  Information Disclosure Statement (IDS)  
ii.  Affidavit(s)/Declaration(s)      iv.  Other \_\_\_\_\_

**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

- b.  Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a.  The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 502-665. I have enclosed a duplicate copy of this sheet.

- i.  RCE fee required under 37 CFR 1.17(e)  
ii.  Extension of time fee (37 CFR 1.136 and 1.17)  
iii.  Other \_\_\_\_\_

- b.  Check in the amount of \$ \_\_\_\_\_ enclosed  
c.  Payment by credit card (Form PTO-2038 enclosed)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature		Date	Sept 8, 2005
Name (Print / Type)	Robert F. Chisholm	Registration No.	39,939

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature		Date	Sept 8, 2005
Name (Print / Type)	Lori Allaire	Registration No.	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

01/12/2006 SFELEKE1 0000003 502665 10654362

01 FC:1801

790.00 DA

Adjustment date: 01/12/2006 SFELEKE1 0000003 502665 10654362  
01/12/2005-10654362 790.00 CR  
01 FC:1801

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Large Entity)						Docket No. NIDN10520DIV
In Re Application Of: Martin M. Browne <i>RECEIVED &amp; TRADEMARK OFFICE SEP 1 2 2005</i>						
Application No. 10/654,362	Filing Date 09/03/2003	Examiner Nathan J. Newhouse	Customer No. 36335	Group Art Unit 3727	Confirmation No. 4211	
Invention: Cap for Container						
<b><u>COMMISSIONER FOR PATENTS:</u></b>						
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of <u>May 18, 2005</u> above-identified application. <i>Date</i>						
The requested extension is as follows (check time period desired):						
<input checked="" type="checkbox"/> One month <input type="checkbox"/> Two months <input type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months						
from: <u>August 18, 2005</u> <i>Date</i>				until: <u>September 18, 2005</u> <i>Date</i>		
The fee for the extension of time is <b>\$120</b> and is to be paid as follows:						
<input type="checkbox"/> A check in the amount of the fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. <b>502-665</b> <input checked="" type="checkbox"/> If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. <b>502-665</b> <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.						
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 <i>Signature</i>						
Dated: <i>Sep 8, 2005</i>						
<b>Robert F. Chisholm</b> Reg. No. 39,939 Amersham Health, Inc. 101 Carnegie Center Princeton, NJ 08540 (609) 514-6905						
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <i>9-8-05</i> (Date)						
 <i>Lori Allaire</i> Signature of Person Mailing Correspondence Lori Allaire						
Typed or Printed Name of Person Mailing Correspondence						

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Adjustment date: 01/12/2006 SFEELKEI  
09/13/2005 VOLTELE 5005566 10854382  
09 125 1 20.00 68

01/12/2006 SFELEKE1 00000003 502665 10654362  
02 FC:1251 120.00 DA

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OFFICE

2005 DEC 27 FAX 3:49

**FAX COVER SHEET**

TO	REFUNDS	US PATENT & TRADEMARK
COMPANY	USPTO	OFFICE
FAX NUMBER	15712736500	
FROM	Michael Zarrabian	
DATE	2005-12-23 19:39:14 GMT	
RE	Refund Request	

**COVER MESSAGE**

Please see attached.

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